

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

BENIAK ENTERPRISES, INC. d/b/a BENITO RISTORANTE, on behalf of itself and all others similarly situated,

Plaintiff,

v.

CHUBB LTD., and INDEMNITY INSURANCE COMPANY OF NORTH AMERICA,

Defendants.

Civil Action No. 2:20-cv-05536-KM-JBC

**STIPULATION OF DISMISSAL**

IT IS HEREBY STIPULATED by and among the parties that all claims against Defendant Chubb Ltd. only are dismissed without prejudice and without costs to either party.

CARELLA, BYRNE, CECCHI,  
OLSTEIN, BRODY & AGNELLO  
Attorneys for Plaintiff

By: /s/ Lindsey H. Taylor  
LINDSEY H. TAYLOR

CLYDE & CO US LLP  
Attorneys for Defendant, Indemnity Insurance Company of North America

By: /s/ Daren S. McNally  
DAREN S. MCNALLY

SO ORDERED this                    day of February, 2021

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KEVIN McNULTY, U.S.D.J.